ECF CASE
JUDGE DANIELS

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF NEW YORK

JOE HAND PROMOTIONS, INC., as
Broadcast Licensee of the **June 11, 2005
Tyson/McBride Program**,

Plaintiff,	**AFFIDAVIT IN SUPPORT OF**
-against-	**REQUEST FOR DEFAULT**
	Civil Action No. 07-CV-6907
	HON. GEORGE B. DANIELS

RICARDO MARTINEZ, Individually and d/b/a
LUCKY 7,

and

LUCKY 7
                                    Defendants.

STATE OF NEW YORK :
                                    : SS.:
COUNTY OF ULSTER   :

        JULIE COHEN LONSTEIN, being duly sworn, deposes and says:

        1. That I am the attorney for plaintiff, **JOE HAND PROMOTIONS, INC.,** in the above

referenced matter and I am admitted to practice in this Court. I am fully familiar with all the

facts, circumstances and proceedings heretofore had herein.

        2.   This action was commenced pursuant to 47 U.S.C. §605, *et seq.* A copy of the

Summons and Complaint was served on Defendant, **RICARDO MARTINEZ, Individually**

and d/b/a LUCKY 7 as set forth in the proof of service by William Morrison, ECF Documents

number 5.

        3.   The time within which any of the Defendants may answer or otherwise move with

respect to the Complaint herein has expired. Defendants **RICARDO MARTINEZ,**

Individually and d/b/a LUCKY 7 , have not answered or otherwise moved with respect to the

Complaint; and the time for the Defendant(s) to do so has not been extended.

       4.   Said Defendant(s) are not infants or incompetents. Upon information and belief,

Defendant(s) are not presently in the military service of the United States.

      WHEREFORE, Plaintiff **JOE HAND PROMOTIONS, INC.,** requests that the default

of the **RICARDO MARTINEZ, Individually and d/b/a LUCKY 7 ,** be noted and that

judgment be entered in favor of plaintiff and against defendants in the manner stated herein.

Dated: October 5, 2007
      Ellenville, NY 12428   /S/ Julie Cohen Lonstein
                                                  Julie Cohen Lonstein

Sworn to before me this 5TH   Bar Roll No. JL8512
day of October 2007

/s/ April Draganchuk
April Draganchuk
Notary Public State of New York
Registration No. 4945872
Residing in Ulster County
My Commission Expires Jan. 27, 2011